



#31

PATENT  
Atty. Docket No. 3495.0111-10

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Bernard DUJON et al. ) Group Art Unit: 1636  
Serial No.: 09/244,130 ) Examiner: KAUSHAL, S.  
Filed: February 4, 1999 )

For: NUCLEOTIDE SEQUENCE ENCODING THE ENZYME I-SCE I  
AND THE USES THEREOF

Commissioner for Patents  
Washington, D.C. 20231

02/26/2003 HLE333 00000021 09244130  
02 FC:1814 110.00 OP

TERMINAL DISCLAIMER

Petitioner ("assignees") INSTITUT PASTEUR, duly organized under the laws of France, and having its principal place of business at 28, rue du Docteur Roux, 75724 Paris Cedex 15, France, and UNIVERSITE PARIS VI, also known as UNIVERSITE PIERRE ET MARIE CURIE, duly organized under the laws of France, and having its principal place of business at 4, place Jussieu, 75252 Paris, France, herein after referred to as "the Assignees", represent that they are the only assignees of the entire right, title and interest in and to both the above-identified application, Serial No. 09/244,130 filed February 4, 1999, for NUCLEOTIDE SEQUENCE ENCODING THE ENZYME I-SCE I AND THE USES THEREOF in the name of Bernard DUJON et al., as indicated by assignment duly recorded at Reel 7450, Frames 0446 and 0500, in the United States

RECEIVED  
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TECH CENTER 1600/2900

Patent and Trademark Office (copy attached), and application Serial No. 08/643,732 filed May 6, 1996, now U.S. Patent No. 6,395,959, for NUCLEOTIDE SEQUENCE ENCODING THE ENZYME I-SCE I AND THE USES THEREOF in the name of Bernard DUJON et al., as indicated by assignment(s) duly recorded at Reel 7450, Frames 0446 and 0500, in the United States Patent and Trademark Office (copy attached). The Assignees further represent that to the best of Assignees' knowledge and belief, title to the above-identified application, Serial No. 09/244,130, and the United States Patent No. 6,395,959 are in assignee, which is submitting this Terminal Disclaimer.

To obviate a double patenting rejection, the Assignees hereby disclaim, under the provisions of 37 C.F.R. § 1.321, the terminal part of any patent granted on the above-identified application, Serial No. 09/244,130, which would extend beyond the expiration date of Patent No. 6,395,959, and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to United States Patent No. 6,395,959, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on application Serial No. 09/244,130, that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of Patent No. 6,395,959, as presently shortened by any terminal disclaimer, in the event that Patent No. 6,395,959: expires for failure to pay a maintenance fee, is held

unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or in part, is terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term, as presently shortened by any terminal disclaimer.

The undersigned is authorized to act on behalf of the assignee INSTITUT PASTEUR.

I hereby declare that all statements made of my own knowledge and belief are true and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

INSTITUT PASTEUR

Dated: February 18<sup>th</sup> 2003

  
By: Danielle Berneman **Danielle BERNEMAN**  
Title: Director of Patents **Chef du Service des Brevets**  
& Inventions Office **& Inventions**

  
**INSTITUT PASTEUR**

FEB

22

1995

S



To the Honorable Commissioner

1000000313

Please record the attached original documents or copy thereof.

ATTN. BOX ASSIGNMENTS

## 1. Name of conveying party(ies):

Bernard DUJON

Additional names(s) of conveying party(ies) attached?  Yes  No

## 3. Nature of conveyance:

Assignment  Merger  
 Security Agreement  Change of Name  
 Other \_\_\_\_\_

Execution Date: February 3, 1995

## 4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

## A. Patent Application No. (s)

08/336,241

## B. Patent No. (s)

Additional numbers attached?  Yes  No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Jane E. R. Potter

Internal Address: \_\_\_\_\_

Finnegan, Henderson, Farabow, Garrett & Dunner

Street Address: \_\_\_\_\_

1300 I Street, N.W.City: Washington, D.C.State: \_\_\_\_\_ ZIP: 200056. Total number of applications and patents involved 17. Total fee (37 CFR 3.41): \$ 40.00 Enclosed Authorized to be charged to deposit account

## 8. Deposit account number: \_\_\_\_\_

Attach duplicate copy of this page if paying by deposit account.

## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Jane E. R. Potter

Name of Person Signing

140 KJ 03/01/95 06336241

Signature

February 22, 1995

Date

1 581 40.00 CK

Total number of pages including cover sheet, attachments and document: 1

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TECH CENTER 1600/2900

## ASSIGNMENT

WHEREAS I/We, the below named inventor(s), [hereinafter referred to as Assignor(s)], have made an invention entitled:  
NUCLEOTIDE SEQUENCE ENCODING THE ENZYME I-SCE I AND THE USES THEREOF  
 (Title of Invention)

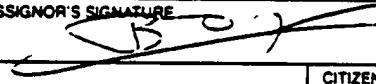
for which I/We executed an application for United States Letters Patent concurrently herewith or filed an application for United States Letters Patent on November 7, 1994 (Serial No. 08/336,241): and  
 WHEREAS, Universite Pierre et Marie Curie  
 (Full Name of Assignee)  
 a corporation of France  
 (Country of Incorporation)  
 whose post office address is 4, place Jussieu, 75252 Paris Cedex 05, France

(hereinafter referred to as Assignee), is desirous of securing the entire right, title, and interest in and to this invention, the application for United States Letters Patent on this invention and the Letters Patent to be issued upon this application;

NOW THEREFORE, be it known that, for good and valuable consideration the receipt of which from assignee is hereby acknowledged, I/We, as assignor(s), have sold, assigned, transferred, and set over, and do hereby sell, assign, transfer, and set over unto the assignee, its lawful successors and assigns, my/our entire right, title, and interest in and to this invention and this application, and all divisions, and continuations thereof, and all Letters Patent of the United States which may be granted thereon, and all reissues thereof; and I/We hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue all Letters Patent for this invention to assignee, its successors and assigns, in accordance with the terms of this Assignment;

AND, I/WE HEREBY further covenant and agree that I/We will, without further consideration, communicate with assignee, its successors and assigns, any facts known to me/us respecting this invention and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver all papers that may be necessary or desirable to perfect the title to this invention in said assignee, its successors and assigns, execute all divisional, continuation, and reissue applications, make all rightful oaths and generally do everything possible to aid assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States, it being understood that any expense incident to the execution of such papers shall be borne by the assignee, its successors and assigns.

IN TESTIMONY WHEREOF, I/We have hereunto set our hand(s).

1. FULL NAME OF SOLE OR FIRST ASSIGNOR <b>Bernard DUJON</b>	ASSIGNOR'S SIGNATURE 	DATE <b>3 FEB 95</b>
ADDRESS <b>6 rue de la Gruerie, 91190 Gif Sur Yvette, FR</b>	CITIZENSHIP <b>France</b>	
2. FULL NAME OF SECOND ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	
3. FULL NAME OF THIRD ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	
4. FULL NAME OF FOURTH ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	
5. FULL NAME OF FIFTH ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	
6. FULL NAME OF SIXTH ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	

FINNEMAN, HENDERSON, FARABOW, GARRETT & DUNNER • WASHINGTON, D.C.



5495-0111-03  
UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

MAY 31, 1995

PTAS  
FINNEGAN, HENDERSON, FARABOW,  
& DUNNER - JANE E. R. POTTER  
1300 I STREET, N.W.  
WASHINGTON, D.C. 20005



\*100000314A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, NORTH TOWER BUILDING, SUITE 10C35, WASHINGTON, D.C. 20231.

RECORDATION DATE: 02/22/1995

REEL/FRAME: 7450/0500  
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

CHOULIKA, ANDRE

DOC DATE: 02/07/1995

ASSIGNOR:

PERRIN, ARNAUD

DOC DATE: 02/07/1995

ASSIGNOR:

NICHOLAS, JEAN-FRANCOIS

DOC DATE: 02/07/1995

ASSIGNEE:

INSTITUT PASTEUR  
28, RUE DU DOCTEUR ROUX  
PARIS, FRANCE 75724

SERIAL NUMBER: 08336241  
PATENT NUMBER:

FILING DATE: 11/07/1994  
ISSUE DATE:

JUN 9 1995

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mtc  
u-as

MARGARET LASALLE, PARALEGAL  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS



To the Honorable Commissioner of Patents and Trademarks:  
Please record the attached original documents or copy thereof.

ATTN. BOX ASSIGNMENTS

## 1. Name of conveying party(ies):

Andre CHOUET

Arnaud PERRIN

Jean-Francois NICOLAS

Additional names(s) of conveying party(ies) attached?  Yes  No

## 3. Nature of conveyance:

Assignment  Merger  
 Security Agreement  Change of Name  
 Other \_\_\_\_\_

Execution Date: February 7, 1995

## 2. Name and address of receiving party(ies):

Name: Institut Pasteur

Internal Address: \_\_\_\_\_

Street Address: \_\_\_\_\_

28, rue du Docteur Roux

City: 75724 Paris, France

State: \_\_\_\_\_ ZIP: \_\_\_\_\_

Additional name(s) &amp; address(es) attached?

 Yes  No

## 4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

## A. Patent Application No. (s)

08/336,241

## B. Patent No. (s)

Additional numbers attached?  Yes  No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Jane E. R. Potter

Internal Address: \_\_\_\_\_

Finnegan, Henderson, Farabow, Garrett &amp; Dunner

Street Address: \_\_\_\_\_

1300 I Street, N.W.

City: Washington, D.C.

State: \_\_\_\_\_ ZIP: 20005

6. Total number of applications and patents involved 17. Total fee (37 CFR 3.41): \$ 40.00 Enclosed Authorized to be charged to deposit account

## 8. Deposit account number: \_\_\_\_\_

Attach duplicate copy of this page if paying by deposit account.

## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Jane E. R. Potter

Name of Person Signing

Signature

February 21, 1995

Date

Total number of pages including cover sheet, attachments and document: \_\_\_\_\_

## ASSIGNMENT

WHEREAS I/We, the below named inventor(s), [hereinafter referred to as Assignor(s)], have made an invention entitled:  
NUCLEOTIDE SEQUENCE ENCODING THE ENZYME I-SCE I AND THE USES THEREOF  
 (Title of Invention)

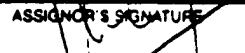
for which I/We executed an application for United States Letters Patent concurrently herewith or filed an application for United States Letters Patent on November 7, 1994 (Serial No. 08/336,241); and  
 WHEREAS, Institut Pasteur  
 (Full Name of Assignee)  
 a corporation of France  
 (Country of Incorporation)  
 whose post office address is 28, rue du Docteur Roux, 75724 Paris Cedex 15, FRANCE

(hereinafter referred to as Assignee), is desirous of securing the entire right, title, and interest in and to this invention, the application for United States Letters Patent on this invention and the Letters Patent to be issued upon this application:

NOW THEREFORE, be it known that, for good and valuable consideration the receipt of which from assignee is hereby acknowledged, I/We, as assignor(s), have sold, assigned, transferred, and set over, and do hereby sell, assign, transfer, and set over unto the assignee, its lawful successors and assigns, my/our entire right, title, and interest in and to this invention and this application, and all divisions, and continuations thereof, and all Letters Patent of the United States which may be granted thereon, and all reissues thereof; and I/We hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue all Letters Patent for this invention to assignee, its successors and assigns, in accordance with the terms of this Assignment;

AND, I/WE HEREBY further covenant and agree that I/We will, without further consideration, communicate with assignee, its successors and assigns, any facts known to me/us respecting this invention and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver all papers that may be necessary or desirable to perfect the title to this invention in said assignee, its successors and assigns, execute all divisional, continuation, and reissue applications, make all rightful oaths and generally do everything possible to aid assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States, it being understood that any expense incident to the execution of such papers shall be borne by the assignee, its successors and assigns.

IN TESTIMONY WHEREOF, I/We have hereunto set our hand(s).

1. FULL NAME OF SOLE OR FIRST ASSIGNOR	ASSIGNOR'S SIGNATURE	DATE
<u>Andre CHOULIKA</u>		<u>31 FEB 95</u>
ADDRESS	CITIZENSHIP	
<u>3, rue F. Mouston, 75015 Paris, France</u>	<u>Lebanese</u>	
2. FULL NAME OF SECOND ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
<u>Arnaud PERRIN</u>		<u>7 FEB 95</u>
ADDRESS	CITIZENSHIP	
<u>10, avenue P. Appell, 75014 Paris, France</u>	<u>French</u>	
3. FULL NAME OF THIRD ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
<u>Jean-Francois NICOLAS</u>		<u>7 FEB. 95</u>
ADDRESS	CITIZENSHIP	
<u>39, chemin de la Source - 78590 NOISY LE ROI, France</u>	<u>French</u>	
4. FULL NAME OF FOURTH ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	
5. FULL NAME OF FIFTH ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	
6. FULL NAME OF SIXTH ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	

## ASSIGNMENT

WHEREAS I/We, the below named inventor(s), [hereinafter referred to as Assignor(s)], have made an invention entitled:  
NUCLEOTIDE SEQUENCE ENCODING THE ENZYME I-SCE I AND THE USES THEREOF  
 (Title of Invention)

for which I/We executed an application for United States Letters Patent concurrently herewith or filed an application for United States Letters Patent on November 7, 1994 (Serial No. 08/336,241); and

WHEREAS, Universite Pierre et Marie Curie  
 (Full Name of Assignee)

a corporation of France

(Country of Incorporation)

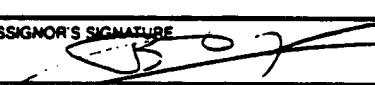
whose post office address is 4, place Jussieu, 75252 Paris Cedex 05, France

(hereinafter referred to as Assignee), is desirous of securing the entire right, title, and interest in and to this invention, the application for United States Letters Patent on this invention and the Letters Patent to be issued upon this application;

NOW THEREFORE, be it known that, for good and valuable consideration the receipt of which from assignee is hereby acknowledged, I/We, as assignor(s), have sold, assigned, transferred, and set over, and do hereby sell, assign, transfer, and set over unto the assignee, its lawful successors and assigns, my/our entire right, title, and interest in and to this invention and this application, and all divisions, and continuations thereof, and all Letters Patent of the United States which may be granted thereon, and all reissues thereof; and I/We hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue all Letters Patent for this invention to assignee, its successors and assigns, in accordance with the terms of this Assignment;

AND, I/WE HEREBY further covenant and agree that I/We will, without further consideration, communicate with assignee, its successors and assigns, any facts known to me/us respecting this invention and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver all papers that may be necessary or desirable to perfect the title to this invention in said assignee, its successors and assigns, execute all divisional, continuation, and reissue applications, make all rightful oaths and generally do everything possible to aid assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States, it being understood that any expense incident to the execution of such papers shall be borne by the assignee, its successors and assigns.

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1. FULL NAME OF SOLE OR FIRST ASSIGNOR	ASSIGNOR'S SIGNATURE	DATE
<u>Bernard DUJON</u>		<u>3 FEB 95</u>
ADDRESS	CITIZENSHIP	
<u>6 rue de la Gruerie, 91190 Gif Sur Yvette, FR</u>	<u>France</u>	
2. FULL NAME OF SECOND ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
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ADDRESS	CITIZENSHIP	
6. FULL NAME OF SIXTH ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	

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IN TESTIMONY WHEREOF, I/We have hereunto set our hand(s),

1. FULL NAME OF SOLE OR FIRST ASSIGNOR <u>Andre CHOULIKA</u>	ASSIGNOR'S SIGNATURE	DATE <u>31 FEB 75</u>
ADDRESS <u>3, rue F. Mouton, 75015 Paris, France</u>	CITIZENSHIP <u>Lebanese</u>	
2. FULL NAME OF SECOND ASSIGNOR, IF ANY <u>Arnaud PERRIN</u>	ASSIGNOR'S SIGNATURE	DATE <u>7 FEB 75</u>
ADDRESS <u>10, avenue P. Appell, 75014 Paris, France</u>	CITIZENSHIP <u>French</u>	
3. FULL NAME OF THIRD ASSIGNOR, IF ANY <u>Jean-Francois NICOLAS</u>	ASSIGNOR'S SIGNATURE	DATE <u>7 FEB 75</u>
ADDRESS <u>39, chemin de la Source - 78590 NOISY LE ROI, France</u>	CITIZENSHIP <u>French</u>	
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ADDRESS	CITIZENSHIP	
5. FULL NAME OF FIFTH ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	
6. FULL NAME OF SIXTH ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
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PATENT  
Atty. Docket No. 3495.0111-10

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In re Application of: )  
Bernard DUJON et al. ) Group Art Unit: 1636  
Serial No.: 09/244,130 ) Examiner: KAUSHAL, S.  
Filed: February 4, 1999 )

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AND THE USES THEREOF

Commissioner for Patents  
Washington, D.C. 20231

02/26/2003 HLE333 00000021 09244130

01 FC:1814

Sir.  
110.00 OP

TERMINAL DISCLAIMER

Petitioner ("assignees") INSTITUT PASTEUR, duly organized under the laws of France, and having its principal place of business at 28, rue du Docteur Roux, 75724 Paris Cedex 15, France, and UNIVERSITE PARIS VI, also known as UNIVERSITE PIERRE ET MARIE CURIE, duly organized under the laws of France, and having its principal place of business at 4, place Jussieu, 75252 Paris, France, herein after referred to as "the Assignees", represent that they are the only assignees of the entire right, title and interest in and to both the above-identified application, Serial No. 09/244,130 filed February 4, 1999, for NUCLEOTIDE SEQUENCE ENCODING THE ENZYME I-SCE I AND THE USES THEREOF in the name of Bernard DUJON et al., as indicated by assignment duly recorded at Reel 7450, Frames 0446 and 0500, in the United States

Patent and Trademark Office (copy attached), and application Serial No. 08/643,732 filed May 6, 1996, now U.S. Patent No. 6,395,959, for NUCLEOTIDE SEQUENCE ENCODING THE ENZYME I-SCE I AND THE USES THEREOF in the name of Bernard DUJON et al., as indicated by assignment(s) duly recorded at Reel 7450, Frames 0446 and 0500, in the United States Patent and Trademark Office (copy attached). The Assignees further represent that to the best of Assignees' knowledge and belief, title to the above-identified application, Serial No. 09/244,130, and the United States Patent No. 6,395,959 are in assignee, which is submitting this Terminal Disclaimer.

To obviate a double patenting rejection, the Assignees hereby disclaim, under the provisions of 37 C.F.R. § 1.321, the terminal part of any patent granted on the above-identified application, Serial No. 09/244,130, which would extend beyond the expiration date of Patent No. 6,395,959, and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to United States Patent No. 6,395,959, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on application Serial No. 09/244,130, that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of Patent No. 6,395,959, as presently shortened by any terminal disclaimer, in the event that Patent No. 6,395,959: expires for failure to pay a maintenance fee, is held

unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or in part, is terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term, as presently shortened by any terminal disclaimer.

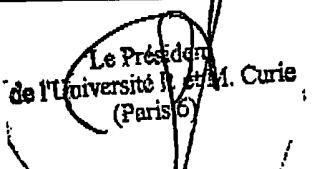
The undersigned is authorized to act on behalf of the assignee UNIVERSITE PARIS VI/UNIVERSITE PIERRE ET MARIE CURIE.

I hereby declare that all statements made of my own knowledge and belief are true and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

UNIVERSITE PARIS VI/  
UNIVERSITE PIERRE ET MARIE CURIE

Dated: 14/02/03.

By:  
Title:   
Le Président  
de l'Université Pierre et M. Curie  
(Paris 6)  
Gilbert BEREZAT

100-121995



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

MAY 31, 1995

FILING DATE

PTAS

FINNEGAN, HENDERSON, FARABOW ET AL  
JANE E.R. POTTER  
1300 I STREET, N.W.  
WASHINGTON, D.C. 20005



\*100000313A\*

03/24/95 C111-25

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, NORTH TOWER BUILDING, SUITE 10C35, WASHINGTON, D.C. 20231.

RECORDATION DATE: 02/22/1995

REEL/FRAME: 7450/0446

NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

DUJON, BERNARD

DOC DATE: 02/03/1995

ASSIGNEE:

UNIVERSITE PIERRE ET MARIE CURIE  
4, PLACE JUSSIEU  
PARIS, FRANCE 75252

SERIAL NUMBER: 08336241

FILING DATE: 11/07/1994

PATENT NUMBER:

ISSUE DATE:

MARGARET LASALLE, PARALEGAL  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

05-09-1995

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Attn. Docket No. 3495.0111-03000

To the Honorable Commissioner

1000000313

Please record the ~~attached~~ original documents or copy thereof.

ATTN. BOX ASSIGNMENTS

## 1. Name of conveying party(ies):

Bernard DUJON

Additional names(s) of conveying party(ies) attached?  Yes  No

## 3. Nature of conveyance:

Assignment  Merger  
 Security Agreement  Change of Name  
 Other

Execution Date: February 3, 1995

## 2. Name and address of receiving party(ies):

Name: Universite Pierre et Marie Curie

Internal Address:

Street Address:

4, place Jussieu

City: 75252 Paris, France

State: ZIP:

Additional name(s) &amp; address(es) attached?

 Yes  No

## 4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

## A. Patent Application No.(s)

08/336,241

## B. Patent No.(s)

Additional numbers attached?  Yes  No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Jane E. R. Potter

Internal Address:

Finnegan, Henderson, Farabow, Garrett  
& Dunner

Street Address:

1300 I Street, N.W.

City: Washington, D.C.

State: ZIP: 20005

6. Total number of applications and patents involved 17. Total fee (37 CFR 3.41): \$ 40.00 Enclosed Authorized to be charged to deposit account

## 8. Deposit account number:

Attach duplicate copy of this page if paying by deposit account.

## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Jane E. R. Potter

Name of Person Signing

140 KJ 03/01/95 08336241

Signature

February 23, 1995

Date

1 561 40.00 OK

Total number of pages including cover sheet, attachments and document: 1

## ASSIGNMENT

WHEREAS I/We, the below named inventor(s), [hereinafter referred to as Assignor(s)], have made an invention entitled:  
**NUCLEOTIDE SEQUENCE ENCODING THE ENZYME I-SCE I AND THE USES THEREOF**  
 (Title of Invention)

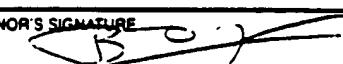
for which I/We executed an application for United States Letters Patent concurrently herewith or filed an application for United States Letters Patent on November 7, 1994 (Serial No. 08/336,241); and  
 WHEREAS, Universite Pierre et Marie Curie  
 (Full Name of Assignee)  
 a corporation of France  
 (Country of Incorporation)  
 whose post office address is 4, place Jussieu, 75252 Paris Cedex 05, France

(hereinafter referred to as Assignee), is desirous of securing the entire right, title, and interest in and to this invention, the application for United States Letters Patent on this invention and the Letters Patent to be issued upon this application;

NOW THEREFORE, be it known that, for good and valuable consideration the receipt of which from assignee is hereby acknowledged, I/We, as assignor(s), have sold, assigned, transferred, and set over, and do hereby sell, assign, transfer, and set over unto the assignee, its lawful successors and assigns, my/our entire right, title, and interest in and to this invention and this application, and all divisions, and continuations thereof, and all Letters Patent of the United States which may be granted thereon, and all reissues thereof; and I/We hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue all Letters Patent for this invention to assignee, its successors and assigns, in accordance with the terms of this Assignment;

AND, I/WE HEREBY further covenant and agree that I/We will, without further consideration, communicate with assignee, its successors and assigns, any facts known to me/us respecting this invention and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver all papers that may be necessary or desirable to perfect the title to this invention in said assignee, its successors and assigns, execute all divisional, continuation, and reissue applications, make all rightful oaths and generally do everything possible to aid assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States, it being understood that any expense incident to the execution of such papers shall be borne by the assignee, its successors and assigns.

IN TESTIMONY WHEREOF, I/We have hereunto set our hand(s).

1. FULL NAME OF SOLE OR FIRST ASSIGNOR <u>Bernard DUJON</u>	ASSIGNOR'S SIGNATURE 	DATE <u>3 FEB 95</u>
ADDRESS <u>6 rue de la Gruerie, 91190 Gif Sur Yvette, FR</u>	CITIZENSHIP <u>France</u>	
2. FULL NAME OF SECOND ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	
3. FULL NAME OF THIRD ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	
4. FULL NAME OF FOURTH ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	
5. FULL NAME OF FIFTH ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	
6. FULL NAME OF SIXTH ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	



5010-07-100  
c 3495-0111-63  
UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

MAY 31, 1995

PTAS  
FINNEGAN, HENDERSON, FARABOW,  
& DUNNER - JANE E. R. POTTER  
1300 I STREET, N.W.  
WASHINGTON, D.C. 20005



\*100000314A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

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PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, NORTH TOWER BUILDING, SUITE 10C35, WASHINGTON, D.C. 20231.

RECORDATION DATE: 02/22/1995

REEL/FRAME: 7450/0500  
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

CHOULIKA, ANDRE

DOC DATE: 02/07/1995

ASSIGNOR:

PERRIN, ARNAUD

DOC DATE: 02/07/1995

ASSIGNOR:

NICHOLAS, JEAN-FRANCOIS

DOC DATE: 02/07/1995

ASSIGNEE:

INSTITUT PASTEUR  
28, RUE DU DOCTEUR ROUX  
PARIS, FRANCE 75724

SERIAL NUMBER: 08336241

FILING DATE: 11/07/1994  
PATENT NUMBER:

ISSUE DATE:

JUN 9 1995

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7450/0500 PAGE 2

MARGARET LASALLE, PARALEGAL  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

FEB 5-1

05-09-1995

FORM PTO-1595  
Rev. 6-93)

RECO



To the Honorable Commissioner of Patents and Trademarks:  
Please regard the attached original documents or copy thereof.

40-581 A/C  
U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Atty. Docket No. 3495.0111-03000

1. Name of conveying party(ies):

Andre CHOLEKA

Arnaud PERRIN

Jean-Francois NICOLAS

Additional names(s) of conveying party(ies) attached?  Yes  No

3. Nature of conveyance:

Assignment  Merger  
 Security Agreement  Change of Name  
 Other

Execution Date: February 7, 1995

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Patent Application No.(s)

08/336,241

B. Patent No.(s)

Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Jane E. R. Potter

Internal Address: \_\_\_\_\_

Finnegan, Henderson, Farabow, Garrett &amp; Dunner

Street Address: \_\_\_\_\_

1300 I Street, N.W.

City: Washington, D.C.

State: \_\_\_\_\_ ZIP: 20005

6. Total number of applications and patents involved 17. Total fee (37 CFR 3.41): \$ 40.00 Enclosed Authorized to be charged to deposit account

8. Deposit account number: \_\_\_\_\_

Attach duplicate copy of this page if paying by deposit account.

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Jane E. R. Potter

Name of Person Signing

Signature

February 11, 1995

Date

Total number of pages including cover sheet, attachments and document: \_\_\_\_\_

# ASSIGNMENT

SOLE/JOINT INVENTION  
(U.S. Rights Only)

WHEREAS I/We, the below named inventor(s), [hereinafter referred to as Assignor(s)], have made an invention entitled:  
**NUCLEOTIDE SEQUENCE ENCODING THE ENZYME I-SCE I AND THE USES THEREOF**  
 (Title of Invention)

for which I/We executed an application for United States Letters Patent concurrently herewith or filed an application for United States Letters Patent on November 7, 1994 (Serial No. 08/336,241); and  
 WHEREAS, Institut Pasteur

a corporation of France (Full Name of Assignee)

whose post office address is 28, rue du Docteur Roux, 75724 Paris Cedex 15, FRANCE (Country of Incorporation)

(hereinafter referred to as Assignee), is desirous of securing the entire right, title, and interest in and to this invention, the application for United States Letters Patent on this invention and the Letters Patent to be issued upon this application;

NOW THEREFORE, be it known that, for good and valuable consideration the receipt of which from assignee is hereby acknowledged, I/We, as assignor(s), have sold, assigned, transferred, and set over, and do hereby sell, assign, transfer, and set over unto the assignee, its lawful successors and assigns, my/our entire right, title, and interest in and to this invention and this application, and all divisions, and continuations thereof, and all Letters Patent of the United States which may be granted thereon, and all reissues thereof; and I/We hereby authorize and request the Commissioner of Patents and Trademarks of the United States to issue all Letters Patent for this invention to assignee, its successors and assigns, in accordance with the terms of this Assignment;

AND, I/WE HEREBY further covenant and agree that I/We will, without further consideration, communicate with assignee, its successors and assigns, any facts known to me/us respecting this invention and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver all papers that may be necessary or desirable to perfect the title to this invention in said assignee, its successors and assigns, execute all divisional, continuation, and reissue applications, make all rightful oaths and generally do everything possible to aid assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States, it being understood that any expense incident to the execution of such papers shall be borne by the assignee, its successors and assigns.

IN TESTIMONY WHEREOF, I/We have hereunto set our hand(s).

1. FULL NAME OF SOLE OR FIRST ASSIGNOR <u>Andre CHOULIKA</u>	ASSIGNOR'S SIGNATURE	DATE <u>3 FEB 95</u>
ADDRESS <u>3, rue F. Mouton, 75015 Paris, France</u>	CITIZENSHIP <u>Lebanese</u>	
2. FULL NAME OF SECOND ASSIGNOR, IF ANY <u>Arnaud PERRIN</u>	ASSIGNOR'S SIGNATURE	DATE <u>7 FEB 95</u>
ADDRESS <u>10, avenue P. Appell, 75014 Paris, France</u>	CITIZENSHIP <u>French</u>	
3. FULL NAME OF THIRD ASSIGNOR, IF ANY <u>Jean-Francois NICOLAS</u>	ASSIGNOR'S SIGNATURE	DATE <u>7 FEB 95</u>
ADDRESS <u>39, chemin de la Source - 78590 NOISY LE ROI, France</u>	CITIZENSHIP <u>French</u>	
4. FULL NAME OF FOURTH ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	
5. FULL NAME OF FIFTH ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	
6. FULL NAME OF SIXTH ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER • WASHINGTON, D.C.

FHFGD FORM

## ASSIGNMENT

WHEREAS I/We, the below named inventor(s), [hereinafter referred to as Assignor(s)], have made an invention entitled:  
**NUCLEOTIDE SEQUENCE ENCODING THE ENZYME I-SCE I AND THE USES THEREOF**  
 (Title of Invention)

for which I/We executed an application for United States Letters Patent concurrently herewith or filed an application for United States Letters Patent on November 7, 1994 (Serial No. 08/336,241); and  
 WHEREAS, Universite Pierre et Marie Curie  
 a corporation of France  
 (Full Name of Assignee)  
 (Country of Incorporation)  
 whose post office address is 4, place Jussieu, 75252 Paris Cedex 05, France

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AND, I/WE HEREBY further covenant and agree that I/We will, without further consideration, communicate with assignee, its successors and assigns, any facts known to me/us respecting this invention and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver all papers that may be necessary or desirable to perfect the title to this invention in said assignee, its successors and assigns, execute all divisional, continuation, and reissue applications, make all rightful oaths and generally do everything possible to aid assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States, it being understood that any expense incident to the execution of such papers shall be borne by the assignee, its successors and assigns.

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2. FULL NAME OF SECOND ASSIGNOR, IF ANY <b>6 rue de la Gruerie, 91190 Gif Sur Yvette, FR</b>	ASSIGNOR'S SIGNATURE	CITIZENSHIP <b>France</b>
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6. FULL NAME OF SIXTH ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER • WASHINGTON, D.C.

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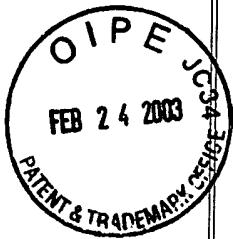
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AND, I/WE HEREBY further covenant and agree that I/We will, without further consideration, communicate with assignee, its successors and assigns, any facts known to me/us respecting this invention and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver all papers that may be necessary or desirable to perfect the title to this invention in said assignee, its successors and assigns, execute all divisional, continuation, and reissue applications, make all rightful oaths and generally do everything possible to aid assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States, it being understood that any expense incident to the execution of such papers shall be borne by the assignee, its successors and assigns.

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1. FULL NAME OF SOLE OR FIRST ASSIGNOR <u>Andre CHOULIKA</u>	ASSIGNOR'S SIGNATURE	DATE <u>3 FEB 75</u>
ADDRESS <u>3, rue F. Mouton, 75015 Paris, France</u>	CITIZENSHIP <u>Lebanese</u>	
2. FULL NAME OF SECOND ASSIGNOR, IF ANY <u>Arnaud PERRIN</u>	ASSIGNOR'S SIGNATURE	DATE <u>7 FEB 75</u>
ADDRESS <u>10, avenue P. Appell, 75014 Paris, France</u>	CITIZENSHIP <u>French</u>	
3. FULL NAME OF THIRD ASSIGNOR, IF ANY <u>Jean-Francois NICOLAS</u>	ASSIGNOR'S SIGNATURE	DATE <u>7 FEB 75</u>
ADDRESS <u>39, chemin de la Source - 78590 NOISY LE ROI, France</u>	CITIZENSHIP <u>French</u>	
4. FULL NAME OF FOURTH ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	
5. FULL NAME OF FIFTH ASSIGNOR, IF ANY	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	
6. FULL NAME OF SIXTH ASSIGNOR, IF ANY.	ASSIGNOR'S SIGNATURE	DATE
ADDRESS	CITIZENSHIP	



PATENT  
Attorney Docket No. 3495.0111-10  
Customer No. 22,852

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Bernard DUJON et al. ) Group Art Unit: 1636  
Serial No.: 09/244,130 ) Examiner: KAUSHAL, S.  
Filed: February 4, 1999 )

For: NUCLEOTIDE SEQUENCE ENCODING  
THE ENZYME I-SCEI AND THE USES THEREOF

Commissioner for Patents  
Washington, D.C. 20231

Sir:

**TRANSMITTAL LETTER**

Applicants submit the following papers in the above-identified application:

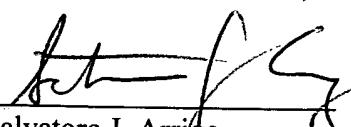
1. Submission of Terminal Disclaimers (1 page) with two executed Terminal Disclaimers.
2. \$220 Check for Terminal Disclaimer Fee.

Kindly associate these papers with the above-referenced application.

Please grant any extensions of time required to enter these papers and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By: 

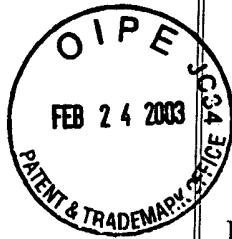
Salvatore J. Arrigo  
Reg. No. 46,063  
Tel: 202-408-4000  
Fax: 202-408-4400  
E-mail: salvatore.arrigo@finnegan.com

Dated: February 24, 2003

FINNEGAN  
HENDERSON  
FARABOW  
GARRETT &  
DUNNER LLP  
  
1300 I Street, NW  
Washington, DC 20005  
202.408.4000  
Fax 202.408.4400  
www.finnegan.com

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1636  
JF



PATENT  
Attorney Docket No. 3495.0111-10  
Customer No. 22,852

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Bernard DUJON et al. ) Group Art Unit: 1636  
Serial No.: 09/244,130 ) Examiner: KAUSHAL, S.  
Filed: February 4, 1999 )

For: NUCLEOTIDE SEQUENCE ENCODING  
THE ENZYME I-SCEI AND THE USES THEREOF

Commissioner for Patents  
Washington, D.C. 20231

Sir:

SUBMISSION OF TERMINAL DISCLAIMERS

Applicants submit herewith two (2) Terminal Disclaimers in the above-referenced application, which have been executed by the assignees (INSTITUT PASTEUR and UNIVERSITE PARIS VI/UNIVERSITE PIERRE ET MARIE CURIE.

Please associate these papers with the above-identified application. The requisite fee of \$220.00 is enclosed.

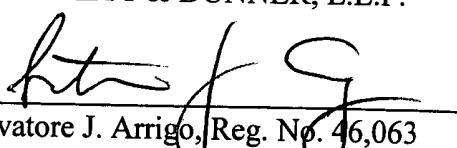
Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06/0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: February 24, 2003

By:

  
Salvatore J. Arrigo, Reg. No. 46,063  
Tel: 202-408-4000 Fax: 202-408-4400  
E-mail: salvatore.arrigo@finnegan.com